

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney's Docket No: **4740-229**

Patent No.: **7599394**

Filing Date: **November 21, 2003**

Issued: **October 6, 2009**

First Named Inventor: **Patrick Hosein**

Title: **Common Rate Control Method for  
Reverse Link Channels in CDMA Networks**

PATENTED

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]**

I hereby certify that this correspondence is being:

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February 4, 2010

Date

Kathleen Koppen

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**REQUEST FOR RECALCULATION OF PATENT TERM ADJUSTMENT IN VIEW OF**

**WYETH v. KAPPOS, NO. 2009-1120 (FED. CIR., JAN. 7, 2010)**

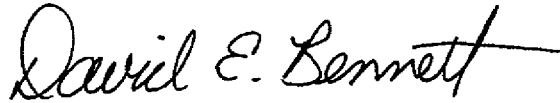
Sir:

Patentee hereby requests recalculation of the Patent Term Adjustment (PTA) under 35 U.S.C. 154(b) indicated on the above-identified patent. The patentee's sole basis for requesting the recalculation is the USPTO's pre-Wyeth interpretation of U.S.C. 154 (b)(2)(A).

If there are any questions regarding this request, please call the undersigned at (919) 854-1844.

Respectfully submitted,

COATS & BENNETT, P.L.L.C.

A handwritten signature in black ink that reads "David E. Bennett". The signature is fluid and cursive, with a long horizontal stroke extending from the end of the name.

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Dated: February 4, 2010